

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY OF ELGIN, TEXAS AUTHORIZING THE MAYOR TO EXECUTE A WHOLESALE WATER SERVICE AGREEMENT BETWEEN THE CITY AND AQUA WATER SUPPLY CORPORATION THAT REPLACES RESOLUTION 2017-03-07-10, THAT AUTHORIZED A PREVIOUS AGREEMENT BETWEEN THE TWO PARTIES, WITH TERMS AND CONDITIONS FOR THE PROVISION OF WHOLESALE WATER SERVICE TO AQUA WATER SUPPLY CORPORATION AND MAKING CERTAIN FINDINGS RELATED THERETO**

**WHEREAS**, the City of Elgin, Texas (the "City") and Aqua Water Supply Corporation ("Aqua"), a nonprofit water supply corporation, are the owners and operators of public water supply systems as authorized by the Texas Commission on Environmental Quality; and,

**WHEREAS**, Aqua desires to replace a previously adopted Agreement with the City for the purchase of Wholesale Water Services to be provided by Elgin at a mutually agreed upon location; and

**WHEREAS**, Aqua has other water supplies available and will not be a full-requirements wholesale customer of the City; and

**WHEREAS**, the City has determined that it has sufficient water supplies available to provide Aqua with Wholesale Service; and

**WHEREAS**, the City and Aqua wish to enter into an agreement whereby the City will provide Wholesale Service to Aqua at rates that are generally applicable and uniformly applied to similarly situated purchasers.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ELGIN, TEXAS THAT:**

Section 1. That the above recitals are true and correct; and the Mayor is authorized to execute the new Wholesale Service Agreement between the City of Elgin and Aqua Water Supply Corporation (WSC), including Terms and Conditions for Wholesale Service, as it relates to the provision of Wholesale Water Service to Aqua WSC, a copy of said Agreement being attached hereto and made part of this Resolution as if copied verbatim therein.

Section 2. This Resolution shall take effect immediately upon passage.

**PASSED AND ADOPTED** this 17<sup>th</sup> day of March, 2020.

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CHRIS CANNON, Mayor  
City of Elgin

ATTEST:

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AMELIA SANCHEZ, City Secretary